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6 UNITED STATES DISTRICT COURT  
7 WESTERN DISTRICT OF WASHINGTON  
8 AT SEATTLE

9 UNITED STATES OF AMERICA,  
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11 Plaintiff,  
12 v.  
13 DANIEL NIX,  
14 Defendant.

Case No. CR17-105RSL  
  
SECOND AMENDED  
PROTECTIVE ORDER

15 This matter comes before the Court on a motion filed by *pro se* defendant Daniel Nix's  
16 standby counsel, Dkt. # 88, which seeks to modify the Amended Discovery Protective Order  
17 entered May 10, 2018. The government does not oppose the motion. See Dkt. # 89. Defendant  
18 Daniel Nix apparently refused to stipulate to the modification, but he has himself moved to lift  
19 the Order in its entirety. See Dkt. # 93. For ease of redaction and provision of certain materials  
20 to Mr. Nix, the Court hereby enters the following revised protective order:

21 **DISCOVERY PROTECTIVE ORDER**

22 **A. Definitions**

23 As used in this Order, the term "Protected Information" means any date of birth, Social  
24 Security number, driver's license number, bank account number, credit card number, personal  
25 identification number, address, telephone number, name and/or location of employment,  
26 criminal history record, background check, immigration history/status, and/or any other similar  
27 information or number implicating a privacy interest of and belonging to an individual other  
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1 than Daniel Nix, or to a business, partnership, or corporation other than a business, partnership,  
2 or corporation of Daniel Nix.

3 As used in this Order, the term “Protected Material” means any document or other record  
4 containing or reflecting Protected Information.

5 **B. Permissible Disclosure of Protected Information and Protected Material**

6 The United States will make available copies of the Protected Material to defense counsel  
7 to comply with the government’s discovery obligations. Possession of the Protected Material is  
8 limited to defense counsel, her investigators, paralegals, assistants, law clerks, and experts  
9 (“members of the defense team”).

10 Members of the defense team may not provide copies of the Protected Material to other  
11 persons, including Defendant himself. Members of the defense team may review Protected  
12 Information and/or Protected Material with Defendant. Defendant may visually inspect and  
13 review such documents but shall not be allowed to possess Protected Information (such as  
14 unredacted copies of Protected Material, notes, copies, or photographs of such Protected  
15 Material containing Protected Information). Defendant may possess documents from which all  
16 Protected Information has been redacted.

17 Members of the defense team may review or discuss the contents of documents  
18 containing Protected Material with any prospective witness, as long as they do not share the  
19 unredacted documents, or share any Protected Information with any prospective witness.

20 **C. Filing**

21 If any Protected Information or Protected Material is filed in court or otherwise  
22 disseminated as part of litigation, the parties shall redact such information prior to filing; unless,  
23 based on a party’s application prior to filing, the Court finds that an unredacted filing is  
24 necessary and appropriate.

25 **D. Maintenance**

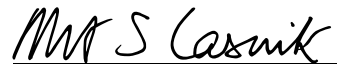
26 Members of the defense team shall keep any Protected Material secured whenever the  
27 Protected Material is not being used in furtherance of their work in the above-captioned case.  
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1 All documents containing Protected Material shall be returned to the United States, or  
2 destroyed, once all charges are resolved by dismissal or by final conviction. The provisions of  
3 this Order shall not terminate at the conclusion of this prosecution.

4 **E. Modification**

5 The parties agree that this Protective Order may be modified, as necessary, by filing with  
6 the Court a Stipulated Order Modifying the Protective Order, or by other order of the Court.

7 DATED this 6th day of July, 2018.

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11 Robert S. Lasnik  
12 United States District Judge  
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